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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Inventors: Kaul et al.

Art Unit: 1646

Examiner:

Serial No. 09/864,954, filed May 24, 2001

For: A Nucleic Acid Which is Upregulated in Human Tumor Cells, a Protein Encoded Thereby
and a Process for Tumor Diagnosis

STATEMENT
UNDER 37 CFR §1.821 or §1.825

Nutley, New Jersey 07110
February 4, 2003

Commissioner for Patents
Washington, D.C. 20231

Sir:

I hereby certify that:

- The contents of the paper Sequence Listing and computer readable Sequence Listing submitted herewith are the same. (37 CFR §1.821(f))

- The contents of the paper Sequence Listing and the computer readable Sequence Listing submitted herewith are the same. No new matter is included. (37 CFR §1.821(f) & (g))

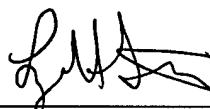
— Each of the substituted sheets of the paper Sequence Listing submitted herewith is supported in the captioned application. No new matter is included. (37 CFR §1.825(a))

X The contents of the substitute paper Sequence Listing submitted herewith and substitute computer readable Sequence Listing submitted electronically (see the enclosed transmittal forms) are the same. No new matter is included. (37 CFR §1.825(a) & (b))

— The substitute computer readable Sequence Listing submitted herewith is identical to that originally filed. (37 CFR §1.825(d))

— No computer readable Sequence Listing is being submitted herewith. The content of the paper Sequence Listing submitted herewith is identical to the content of the compliant computer readable Sequence Listing filed _____ in US Patent Application Serial No. _____, filed _____. Applicants request the use of the above compliant computer readable Sequence Listing in the instant application.

Respectfully submitted,



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